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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|-------------------------------|------------------------|
| 10/750,141 | 12/31/2003 | Mineo Yamakawa | 21058/0206675-US0 | 7926 |
| 75172 | 7590 | 09/02/2008 | | |
| Client 21058 c/o DARBY & DARBY P.C. P.O. BOX 770 CHURCH STREET STATION NEW YORK, NY 10008-0770 | | | EXAMINER MCCRACKEN, DANIEL | |
| | | | ART UNIT 1793 | PAPER NUMBER |
| | | | MAIL DATE 09/02/2008 | DELIVERY MODE PAPER |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|
| 10750141 | 12/31/2003 | YAMAKAWA ET AL. | 21058/0206675-US0 |

Client 21058
c/o DARBY & DARBY P.C.
P.O. BOX 770
CHURCH STREET STATION
NEW YORK, NY 10008-0770

EXAMINER

DANIEL C.. MCCracken

| ART UNIT | PAPER |
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| 1793 | 20080828 |
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DATE MAILED:

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Commissioner for Patents

Applicants have stated at least three times in their Remarks dated 6/9/2008 that they intended to submit a second declaration. See (Remarks of 6/9/2008 at 8, 12). No such declaration has been received, and as such Applicants response is incomplete and non-responsive. The Examiner considers this affidavit to be (hopefully) probative to issues in this case, and requests it be submitted. The response period is one month from the mail date of this letter. If Applicants have reconsidered filing this declaration, they should file remarks to that effect.

/Daniel C. McCracken/
Examiner, Art Unit 1793

/Stuart Hendrickson/
Primary Examiner, Art Unit 1793